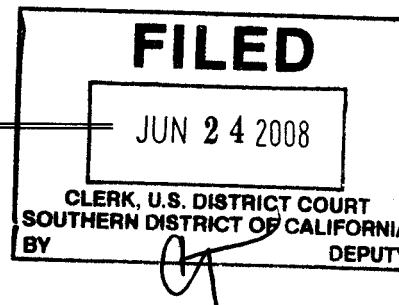


AO 455(Rev. 5/85) Waiver of Indictment

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA



UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

HUGO MONTES-MARTINEZ

CASE NUMBER: 08CR1166W

I, HUGO MONTES-MARTINEZ, the above named defendant, who is accused of committing

Two Counts of the following offense:

Possession of Marijuana with Intent to Distribute and Aiding and Abetting, in violation of Title 21, United States Code, Section 841(a)(1) and Title 18, United States Code, Section 2 (Felony),

being advised of the nature of the charge(s), the proposed ^{Superseding} information, and of my rights, hereby waive in open court on 6/24/08 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

Hugo Montes-Martinez
Defendant

[Signature]
Counsel for Defendant

Before

[Signature]
JUDICIAL OFFICER